

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

946 CIVIL APPLICATION NO.14704 OF 2019
IN FA/590/2019

AMBADAS UMAJI MEHETRE (DIED) THROUGH L.RS. SITARAM AND
OTHERS
VERSUS
SHANTARAM EKNATH RANE AND ANOTHER

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Advocate for Applicants : Shri A.S. Pavse h/f Shri Shaikh Mazhar A.
Jahagirdar

Advocate for Respondent no.1 : Shri Amol S. Gandhi

Advocate for respondent no.2: Shri Dhananjay P. Deshpande

CORAM: V.L. ACHLIYA, J.

DATE: 17.01.2020

PER COURT :

1] The applicants – L.Rs. of deceased respondent no.1 – claimant have moved this application to bring them on record. According to the applicants, original claimant Ambadas Umaji Mehetre died on 25.4.2016. The appellants have not taken steps to bring the L.Rs. of deceased respondent no.1 on record. Therefore, they have filed present application.

2] Learned counsel for the respondent no.2 - insurance company has no objection to allow the application.

3] On due consideration of the submissions advanced and the cause of action survives for the applicants to defend the appeal,

I am of the view that the application deserves to be allowed.

4] Accordingly, the application is allowed in terms of prayer clause (B). Names of applicants be substituted as L.Rs. of deceased respondent no.1. Necessary substitution be carried out within two weeks.

5] Civil application is disposed of in above terms.

(V.L. ACHLIYA, J.)